IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

Bail Appl..No. 5802 of 2007()

CMP.6845/2007 of J.M.F.C.,KATTAKADA
CRIME NO.95/07 OF ARYNAD EXCISE RANGE

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: PETITIONER/ACCUSED IN CRIME NO.95 OF 2007.

BINDHUKUMAR @ BINDHURAM,AGED 31 YEARS
S/O.KAMALASANA PANICKER,THENVILA VEEDU,
PARUTHIPALLY,KOKKUDIMURIYIL,MANOORKARA VILLAGE,
NEDUMANGAD TALUK.

BY ADV. SRI.G.P.SHINOD
SRI.RAM MOHAN.G.
SRI.MANU V.

RESPONDENTS: COMPLAINANT IN CRIME NO.595 OF 2007

STATE OF KERALA REPRESENTED BY ITS
PUBLIC PROSECUTOR AT HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5802 of 2007

Dated this the 26th day of September, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 10litres of arrack on 23.08.2007. He was arrested on 26.08.07 and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has one earlier case under the Abkari Act also registered against him.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 06.10.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays for a period of two months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-